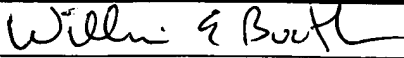


SUBSTITUTE FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 13113-002001									
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		U.S. APPLICATION NO. (If Known, see 37 CFR 1.5) <div style="font-size: 1.5em; font-weight: bold;">09/830393</div>									
INTERNATIONAL APPLICATION NO. PCT/AU99/00949	INTERNATIONAL FILING DATE 1 November 1999	PRIORITY DATE CLAIMED 2 November 1998									
TITLE OF INVENTION PHASE DETERMINATION OF A RADIATION WAVE FIELD											
APPLICANT(S) FOR DO/EO/US Keith Nugent, David Paganin and Anton Barty											
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:											
<ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).</li> <li>4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))           <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>											
<b>Items 11 to 16 below concern other documents or information included:</b>											
<ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.  <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li> <li>14. <input type="checkbox"/> A substitute specification.</li> <li>15. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>16. <input type="checkbox"/> Other items or information:           <div style="margin-left: 20px;"> <input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/> </div> </li> </ol>											
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="padding: 2px;">           CERTIFICATE OF MAILING BY EXPRESS MAIL         </td> <td style="padding: 2px;">           Express Mail Label No. <u>EL259011511US</u> </td> </tr> <tr> <td colspan="3" style="padding: 5px;">           I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.         </td> </tr> <tr> <td style="padding: 5px;"> <div style="font-size: 1.5em; font-weight: bold;">4/25/01</div> <div style="font-size: 0.8em;">Date of Deposit</div> </td> <td style="padding: 5px;"> <div style="font-family: cursive; font-size: 1.2em;">Josh Cronin</div> <div style="font-size: 0.8em;">Signature</div> </td> <td style="padding: 5px;"> <div style="font-family: cursive; font-size: 1.2em;">Josh Cronin</div> <div style="font-size: 0.8em;">Typed Name of Person Signing</div> </td> </tr> </table>			CERTIFICATE OF MAILING BY EXPRESS MAIL		Express Mail Label No. <u>EL259011511US</u>	I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.			<div style="font-size: 1.5em; font-weight: bold;">4/25/01</div> <div style="font-size: 0.8em;">Date of Deposit</div>	<div style="font-family: cursive; font-size: 1.2em;">Josh Cronin</div> <div style="font-size: 0.8em;">Signature</div>	<div style="font-family: cursive; font-size: 1.2em;">Josh Cronin</div> <div style="font-size: 0.8em;">Typed Name of Person Signing</div>
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U.S. APPLICATION NO. (IF KNOWN) <b>09/830393</b>		INTERNATIONAL APPLICATION NO. PCT/AU99/00949		ATTORNEY'S DOCKET NUMBER 13113-002001	
17. <input checked="" type="checkbox"/> The following fees are submitted:  <b>Basic National Fee (37 CFR 1.492(a)(1)-(5)):</b>  Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... <b>\$1000</b>  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$860</b>  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$710</b>  International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$690</b>  International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) ..... <b>\$100</b>  <div style="text-align: right;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></div>				<b>CALCULATIONS PTO USE ONLY</b>	
Surcharge of <b>\$130</b> for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<b>\$860.00</b>	
				<b>\$0.00</b>	
Claims	Number Filed	Number Extra	Rate		
Total Claims	109 - 20 =	89	x \$18	\$1,602.00	
Independent Claims	8 - 3 =	5	x \$80	\$400.00	
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)			+ \$270	\$0.00	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$2,862.00</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				<b>\$0.00</b>	
<b>SUBTOTAL =</b>				<b>\$2,862.00</b>	
Processing fee of <b>\$130</b> for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f))				<b>\$0.00</b>	
<b>TOTAL NATIONAL FEE =</b>				<b>\$2,862.00</b>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +				<b>\$0.00</b>	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$2,862.00</b>	
				<b>Amount to be refunded:</b>	<b>\$</b>
				<b>Charged:</b>	<b>\$</b>
a. <input checked="" type="checkbox"/> A check in the amount of \$2,862.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 06-1050 in the amount of \$0.00 to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1050. A duplicate copy of this sheet is enclosed.					
<b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b) must be filed and granted to restore the application to pending status.</b>					
SEND ALL CORRESPONDENCE TO:					
William E. Booth FISH & RICHARDSON P.C. 225 Franklin Street Boston, MA 02110-2804 (617) 542-5070 phone (617) 542-8906 facsimile			<div style="text-align: center;">             SIGNATURE:         </div> <div style="text-align: center;">           NAME            William E. Booth         </div> <div style="text-align: center;">           REGISTRATION NUMBER            28,933         </div>		